

THE NEW YORK TIMES

4 May 1978

ARTICLE APPEARED  
ON PAGE 10*medlin  
a*

## Documents Presented in Spy Trial

By DAVID BURNHAM

Special to The New York Times

ALEXANDRIA, Va., May 3—A federal prosecutor today presented to a jury evidence that was seized in the Washington apartment of a Vietnamese graduate student charged with stealing sensitive documents for Vietnam.

The evidence was introduced in the third day of the trial of David Truong, 32 years old, who has been involved in the Vietnamese peace movement for a decade, and Ronald L. Humphrey, 42, a middle-level foreign service officer in the United States Information Agency.

Both men have pleaded not guilty to the espionage and other charges brought against them at the time of their arrest on Jan. 31.

Most of the evidence that was seized in Mr. Truong's efficiency apartment in Northwest Washington was presented by Assistant United States Attorney Justin W. Williams through the testimony of nine agents of the Federal Bureau of Investigation who took part in the search and related surveillance operations in January.

### Challenged Evidence

Among the items placed into evidence was a two-page State Department memorandum marked "top secret," a photographic slide showing the damage that a B-52 bomber strike might inflict on Washington, D.C., a hand-written note on the techniques of organizing a spy ring and a page from a biographic register of the State Department with notes

next to several names indicating that they were "almost certainly spook."

Marvin D. Miller, one of Mr. Truong's attorneys, challenged the significance of many of the items.

In his cross-examination of the F.B.I. agents, he contended that the "top secret" State Department study was written in 1949, was printed in a public journal in the 1950's and was officially declassified in the early 1960's.

Mr. Miller said the photographic slide had been prepared in the Vietnam War as part of a series of public lectures. With heavy sarcasm, Mr. Miller asked Gerald B. Richards, one of the F.B.I. agents, if he knew how many B-52 bombers the Vietnamese air force possessed. Mr. Richards said he did not know.

### Testimony on Cables

Concerning the hand-written note on espionage techniques, Michael E. Tigar, Mr. Truong's other defense attorney, said that they were drawn from a book published in 1949 about the organization of Russian intelligence in 1940 and that the book was available in public libraries.

The jury also heard testimony about a series of State Department cables that were forwarded by Mr. Truong to officials in Vietnam along with records of many Congressional hearings, Library of Congress studies and other reference works.

*file*